

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 7
11201 RENNER BOULEVARD
LENEXA, KANSAS 66219

2015 JUL 7 PM 1:03

IN THE MATTER OF:)
)
Van Diest Supply Company) **CONSENT AGREEMENT**
Webster City, Iowa) **AND FINAL ORDER**
EPA ID#IAD005314117)
)
Respondent)
) Docket No. RCRA-07-2015-0025
Proceeding under Sections 3008(a) and (g))
of the Resource Conservation and)
Recovery Act as amended,)
42 U.S.C. § 6928(a) and (g))
)

I. PRELIMINARY STATEMENT

The U.S. Environmental Protection Agency (EPA), Region 7 (Complainant) and Van Diest Supply Company (Respondent) have agreed to a settlement of this action before the filing of a complaint, and thus this action is simultaneously commenced and concluded pursuant to Rules 22.13(b) and 22.18(b)(2) of the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties, Issuance of Compliance or Corrective Action Orders, and the Revocation, Termination or Suspension of Permits (Consolidated Rules of Practice), 40 Code of Federal Regulations (C.F.R.) §§ 22.13(b) and 22.18(b)(2).

II. ALLEGATIONS

Jurisdiction

1. This administrative action is being conducted pursuant to Section 3008(a) and (g) of the Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act of 1976 (RCRA), and the Hazardous and Solid Waste Amendments of 1984, 42 U.S.C. § 6928(a) and (g), and in accordance with the Consolidated Rules of Practice. This authority has been delegated by the Administrator of EPA to the Regional Administrator and further delegated to the Director of the Air and Waste Management Division.

2. This Consent Agreement and Final Order serves as notice that the EPA has reason to believe that Respondent violated Section 3005 of RCRA, 42 U.S.C § 6925.

Parties

3. Complainant is the Chief of the Waste Enforcement and Materials Management Branch in the Air and Waste Management Division of EPA, Region 7, as duly delegated from the Administrator of EPA.

4. Respondent is Van Diest Supply Company, a company authorized to operate under the laws of Iowa.

Statutory and Regulatory Framework

5. When EPA determines that any person has violated or is in violation of any RCRA requirement, EPA may issue an order assessing a civil penalty for any past or current violation and/or require immediate compliance or compliance within a specified time period pursuant to Section 3008(a) of RCRA, 42 U.S.C. § 6928(a).

6. Section 3008(g) of RCRA, 42 U.S.C. § 6928(g), authorizes a civil penalty of not more than \$25,000 per day for violations of Subchapter III of RCRA (Hazardous Waste Management). This figure has been adjusted upward for inflation pursuant to the Civil Monetary Penalties Inflation Adjustment Rule, 40 C.F.R. Part 19, so that penalties of up to \$32,500 per day are authorized for violations of Subchapter III of RCRA that occur after March 15, 2004, through January 12, 2009. For violations of Subchapter III of RCRA that occur after January 12, 2009, penalties of up to \$37,500 per day are now authorized. Based upon the facts alleged in this Consent Agreement and Final Order and upon those factors which Complainant must consider pursuant to Section 3008(a)(3) of RCRA, 42 U.S.C. § 6928(a)(3), as discussed in the RCRA Civil Penalty Policy issued by EPA in June 2003, the Complainant and Respondent agree to the payment of a civil penalty pursuant to Section 3008(g) of RCRA, 42 U.S.C. § 6928(g), and to take the actions required by the Final Order, for the violations of RCRA alleged in this Consent Agreement and Final Order.

General Factual Background

7. Respondent is a company and authorized to conduct business within the State of Iowa. Respondent is a "person" as defined in Section 1004(15) of RCRA, 42 U.S.C. § 6903(15).

8. Respondent's facility is located at 1434 220th Street, Webster City, Iowa. Respondent formulates (mixes and dilutes) herbicides. Respondent employs approximately 350 people.

9. At the time of the inspection, the following solid wastes were present:

- a. One 55 gallon Satellite Accumulation container with hazardous wastewater (mop water);

- b. One 19,054 Aboveground Storage Tank filled with 3,950 gallons of D028 hazardous wastewater;
- c. One 18,062 Aboveground Storage Tank filled with 4,200 gallons of D028 hazardous wastewater;
- d. One 2,000 Aboveground Storage Tank filled with 1,120 gallons of D001/D021 hazardous wastewater;
- e. One 7,000 Aboveground Storage Tank filled with 1,000 gallons of (D028) hazardous wastewater;
- f. 100, 55 gallon containers of filter cake (D016);
- g. Three, 55 gallon containers with Prowl sludge (D028)
- h. Four containers holding a total of 30 gallons of spent solvent; and
- i. One, 55 gallon container of spent solvent.

10. At the time of the inspection, the following hazardous wastes were present:

- a. One 55 gallon Satellite Accumulation container with hazardous wastewater (mop water);
- b. One 19,054 Aboveground Storage Tank filled with 3,950 gallons of D028 hazardous wastewater;
- c. One 18,062 Aboveground Storage Tank filled with 4,200 gallons of D028 hazardous wastewater;
- d. One 2,000 Aboveground Storage Tank filled with 1,120 gallons of D001/D021 hazardous wastewater;
- e. One 7,000 Aboveground Storage Tank filled with 1,000 gallons of (D028) hazardous wastewater;
- f. 100, 55 gallon containers of filter cake (D016);
- g. Three, 55 gallon containers with Prowl sludge (D028)
- h. Four containers holding a total of 30 gallons of spent solvent; and
- i. One, 55 gallon container of spent solvent.

11. On or about February 24, 1992, Respondent notified as a Large Quantity Generator (LQG) of hazardous waste pursuant to Section 3010 of RCRA, 42 U.S.C. § 6930. LQGs generate 1,000 kilograms per month or more of hazardous waste, or more than 1 kilogram per month of acutely hazardous waste.

12. Respondent has been assigned the following EPA ID Number: IAD005314117.

13. On or about September 4, 2013, EPA contracted inspectors conducted a RCRA Compliance Evaluation Inspection (hereinafter “the inspection”) of the hazardous waste management practices at Respondent’s facility. Based on a review of the inspection report and the information provided during the inspection by facility personnel, it was determined that Respondent was operating, at the time of the inspection, as a Large Quantity Generator of hazardous waste, a Small Quantity Handler of universal waste, and a used oil generator.

Violations

14. Complainant hereby states and alleges that Respondent has violated RCRA and the federal regulations promulgated thereunder, as follows:

Count 1

**Operating as a Treatment, Storage or Disposal Facility
Without a RCRA Permit or RCRA Interim Status**

15. Complainant hereby incorporates the allegations contained in Paragraphs 7 through 13 above, as if fully set forth herein.

Generator Requirements

16. The regulations at 40 C.F.R. § 262.34(a) state that a generator may accumulate hazardous waste on-site for ninety (90) days or less without a permit or without interim status, provided the conditions listed in 40 C.F.R. § 262.34(a)(1)-(4) are met. If a generator fails to comply with any of these conditions, the generator is not allowed to store hazardous waste at their facility for any length of time. Respondent failed to comply with the following conditions:

Failure to maintain adequate aisle space

17. The regulations at 40 C.F.R. § 262.34(a)(4) require, in part, that the generator comply with the requirements of Subparts C and D in 40 C.F.R. Part 265, with 40 C.F.R. § 265.16, and with 40 C.F.R. § 268.7(a)(4).

18. Pursuant to 40 C.F.R. § 265.35, the owner or operator must maintain aisle space to allow the unobstructed movement of personnel, fire protection equipment, spill control equipment, and decontamination equipment to any area of facility operation in an emergency.

19. At the time of the inspection, it was discovered that Respondent failed to maintain adequate aisle space in the less-than-90-day container accumulation area.

20. At the time of the inspection there were approximately 100, 55-gallon drums of filter cake (2,4-D pesticide sludge) in the less than 90-day-container accumulation area. The containers were stacked three-high and as many as six-deep in such a way that the container labels could not be seen on the hazardous waste containers in the back, and the condition of the containers were difficult to observe. The placement of containers did not allow for unobstructed movement of personnel.

Failure to describe actions facility personnel must take in response to an explosion in the contingency plan

21. The regulations at 40 C.F.R. § 262.34(a)(4) require, in part, that the generator comply with the requirements of Subparts C and D in 40 C.F.R. Part 265, with 40 C.F.R. § 265.16, and with 40 C.F.R. § 268.7(a)(4).

22. Pursuant to 40 C.F.R. § 265.52(a), the owner or operator must prepare a contingency plan which describes the actions facility personnel must take to comply with 40 C.F.R. §§265.51 and 265.56 in response to fires, explosions, or any unplanned sudden or non-sudden release of hazardous waste or hazardous waste constituents to air, soil, or surface water at the facility.

23. At the time of the inspection, the contingency plan for Respondent's facility failed to describe the actions facility personnel must take in response to an explosion.

Failure to perform annual refresher of hazardous waste training

24. The regulations at 40 C.F.R. § 262.34(a)(4) require, in part, that the generator comply with the requirements of Subparts C and D in 40 C.F.R. Part 265, with 40 C.F.R. § 265.16, and with 40 C.F.R. § 268.7(a)(4).

25. Pursuant to 40 C.F.R. § 265.16(c) facility personnel must take part in an annual review of the initial RCRA training program.

26. At the time of the inspection, two facility personnel whose positions relate to hazardous waste management had not completed hazardous waste refresher training in 2013.

Failure to complete contingency plan implementation training

27. The regulations at 40 C.F.R. § 262.34(a)(4) require, in part, that the generator comply with the requirements of Subparts C and D in 40 C.F.R. Part 265, with 40 C.F.R. § 265.16, and with 40 C.F.R. § 268.7(a)(4).

28. Pursuant to 40 C.F.R. § 265.16(a)(2) facility personnel must take part successfully complete a program of classroom instruction or on-the-job training that includes contingency plan implementation.

29. At the time of the inspection, two facility personnel whose positions relate to hazardous waste management had not completed One Plan training in 2013.

Failure to maintain hazardous waste job descriptions

30. The regulations at 40 C.F.R. § 262.34(a)(4) require, in part, that the generator comply with the requirements of Subparts C and D in 40 C.F.R. Part 265, with 40 C.F.R. § 265.16, and with 40 C.F.R. § 268.7(a)(4).

31. Pursuant to 40 C.F.R. § 265.16(d)(1) the owner or operator must maintain the job title for each position at the facility related to hazardous waste management, and the name of the employee filling each job.

32. Pursuant to 40 C.F.R. § 265.16(d)(2) the owner or operator must maintain a written job description for each position at the facility related to hazardous waste management including the requisite skill, education, or other qualifications.

33. At the time of the inspection, Respondent's written job descriptions failed to include the following: The Waste Management Operator's duties related to hazardous waste management, nor the name of the individual that held the position. Further, for several other positions, the job titles and departments in the job descriptions did not have the correct corresponding personnel.

Failure to perform required tank assessments prior to placing tanks into hazardous waste service

34. The regulations at 40 C.F.R. § 262.34(a)(1)(ii) require that for waste placed in tanks, the generator must comply with the requirements of Subparts J, AA, BB, and CC of 40 CFR part 265 except §§265.197(c) and 265.200.

35. Pursuant to 40 C.F.R. § 265.192(a) and (b), owners or operators of new tank systems or components must perform various assessments prior to the tank beginning hazardous waste service.

36. Tanks number 900 and 901 were moved in 2013. Neither at the time of the inspection nor in follow-up correspondence was the Respondent able to provide documentation of the pre-hazardous waste service required assessments.

Failure to maintain copies of tank assessment required prior to being placed in hazardous waste service

37. The regulations at 40 C.F.R. § 262.34(a)(1)(ii) require that for waste placed in tanks, the generator must comply with the requirements of Subparts J, AA, BB, and CC of 40 CFR part 265 except §§265.197(c) and 265.200.

38. Pursuant to 40 C.F.R. § 265.192(g), owners or operators must obtain and keep on file at the facility written statements by those persons required to certify the design of the tank system and supervise the installation of the tank system in accordance with the requirements of paragraphs 40 C.F.R. § 265.192(b) through (f) to attest that the tank system was properly designed and installed and that repairs, pursuant to paragraphs 40 C.F.R. § 265.192(b) through (f) of this section were performed. These written statements must also include the certification statement as required in 40 C.F.R. § 270.11(d).

39. Neither at the time of the inspection nor in follow-up correspondence was the Respondent able to provide documentation of the pre-hazardous waste service required assessments for Tanks number 146, 147, 474, 900, or 901.

Failure to document daily tank inspections

40. The regulations at 40 C.F.R. § 262.34(a)(1)(ii) require that for waste placed in tanks, the generator must comply with the requirements of Subparts J, AA, BB, and CC of 40 CFR part 265 except §§265.197(c) and 265.200.

41. Pursuant to 40 C.F.R. § 265.195 (a) and (g), owners or operators must inspect, where present, at least once each operating day, data gathered from monitoring and leak detection equipment (e.g., pressure or temperature gauges, monitoring wells) to ensure that the tank system is being operated according to its design. This inspection must be documented in the operating record of the facility.

42. At the time of the inspection and in follow-up documentation, Respondent could not document inspections done on July 3, 2013 for Tanks number 474, 900, and 901; on July 19, 2013 for Tanks number 900 and 901; and on September 3, 2013 for Tanks number 474, 900, and 901.

Failure to complete Subpart CC inspections

43. The regulations at 40 C.F.R. § 262.34(a)(1)(ii) require that for waste placed in tanks, the generator must comply with the requirements of Subparts J, AA, BB, and CC of 40 CFR part 265 except §§265.197(c) and 265.200.

44. Pursuant to 40 C.F.R. § 265.1085(c)(4) prescribes the methods required with which owners or operators must inspect their air control equipment required for tanks that do not meet the exemption at 40 C.F.R. § 265.1083(c)(1).

45. At the time of the inspection, Tank Number 474 contained D001/D002 aqueous hazardous waste which had a Volatile Organic Contaminant (VOC) concentration greater than

500 parts per million by weight.

46. Pursuant to 40 C.F.R. § 265.1085(b), the owner or operator shall control air pollution emissions from each tank that meets all of the conditions specified in paragraphs (b)(1)(i) through (b)(1)(iii), the owner shall control air pollutant emissions from the tank in accordance with Tank Level 1 controls specified in paragraph (c).

47. Pursuant to 40 C.F.R. § 265.1085(b)(1)(i)(C), (ii), and (iii), the conditions for Level 1 controls include for tanks design capacity less than 75 m³, the maximum organic vapor pressure limit for the tank is 76.6 kPa, the hazardous waste in the tank is not heated by the owner or operator to a temperature that is greater than the temperature at which the maximum organic vapor pressure of the hazardous waste is determined for the purpose of complying with paragraph (b)(1)(i), and the hazardous waste in the tank is not treated by the owner or operator using a waste stabilization process.

48. The volume of the tank is less than 75 m³ and the vapor pressure is less than 76.6 kPa. The hazardous waste within the tank is not heated or stabilized.

49. Tank Number 474 requires Level 1 controls.

50. There were no initial or annual visual inspections of the fixed roof or closure devices.

51. Because Respondent failed to comply with the generator requirements as set forth in Paragraphs 15 through 41 above, Respondent was not authorized to store hazardous waste at its facility for any length of time, and therefore was operating a hazardous waste storage facility without a permit.

CONSENT AGREEMENT

52. Respondent and EPA agree to the terms of this Consent Agreement and Final Order and Respondent agrees to comply with the terms of the Final Order portion of this Consent Agreement and Final Order.

53. Respondent admits the jurisdictional allegations of this Consent Agreement and Final Order and agrees not to contest EPA's jurisdiction in this proceeding or any subsequent proceeding to enforce the terms of the Final Order portion of this Consent Agreement and Final Order set forth below.

54. Respondent neither admits nor denies the factual allegations and legal conclusions set forth in this Consent Agreement and Final Order.

55. Respondent waives its right to contest any issue of fact or law set forth above and its right to appeal the Final Order accompanying this Consent Agreement.

56. Respondent and Complainant agree to conciliate the matters set forth in this Consent Agreement and Final Order without the necessity of a formal hearing and to bear their respective costs and attorney's fees.

57. Nothing contained in the Final Order portion of this Consent Agreement and Final Order shall alter or otherwise affect Respondent's obligation to comply with all applicable federal, state, and local environmental statutes and regulations and applicable permits.

58. This Consent Agreement and Final Order addresses all civil administrative claims for the RCRA violations identified above. Complainant reserves the right to take any enforcement action with respect to any other violations of RCRA or any other applicable law.

59. The effect of settlement described in Paragraph 58 above is conditioned upon the accuracy of Respondent's representations to EPA, as memorialized in Paragraph 60, below, of this Consent Agreement and Final Order.

60. Respondent certifies that by signing this Consent Agreement and Final order that to best of its knowledge, Respondent's facility is in compliance with all requirements of RCRA, 42 U.S.C. § 6901 *et. seq.* and all regulations promulgated thereunder.

61. The undersigned representative of Respondent certifies that he or she is fully authorized to enter the terms and conditions of this Consent Agreement and Final Order and to execute and legally bind Respondent to it.

62. Respondent agrees that, in settlement of the claims alleged in this Consent Agreement and Final Order, Respondent shall pay a penalty of Seventy Eight Thousand Eight Hundred and Thirty Dollars (\$78,830) as set forth in Paragraph 1 of the Final Order portion of this Consent Agreement and Final Order, below.

63. The penalty specified in the paragraph above shall represent civil penalties assessed by EPA and shall not be deductible for purposes of Federal, State and local taxes.

64. Respondent consents to the issuance of this Consent Agreement and Final Order and consents for the purposes of settlement to the payment of the civil penalty cited in the immediately preceding paragraph.

65. Late Payment Provisions: Pursuant to 31 U.S.C. § 3717, EPA is entitled to assess interest and penalties on debts owed to the United States and a charge to cover the cost of processing and handling a delinquent claim. Interest will therefore begin to accrue on a civil or stipulated penalty if it is not paid by the date required. Interest will be assessed at a rate of the

United States Treasury Tax and loan rate in accordance with 31 C.F.R. § 901.9(b). A charge will be assessed to cover the costs of debt collection including processing and handling costs and attorney fees. In addition, a non-payment penalty charge of six (6) percent per year compounded annually will be assessed on any portion of the debt which remains delinquent more than ninety (90) days after payment is due. Any such non-payment penalty charge on the debt will accrue from the date the penalty payment becomes due and is not paid. 31 C.F.R. § 901.9(c) and (d).

66. Respondent understands that failure to pay any portion of the civil penalty on the date the same is due may result in the commencement of a civil action in Federal District Court to collect said penalty, along with interest thereon at the applicable statutory rate

Effective Date

67. This Consent Agreement and Final Order shall be effective upon filing of the Final Order by the Regional Hearing Clerk for EPA, Region 7. Unless otherwise stated, all time periods stated herein shall be calculated in calendar days from such date.

Reservation of Rights

68. Notwithstanding any other provision of this Consent Agreement and Final Order, EPA reserves the right to enforce the terms of the Final Order portion of this Consent Agreement and Final Order by initiating a judicial or administrative action under Section 3008 of RCRA, 42 U.S.C. § 6928, and to seek penalties against Respondent in an amount not to exceed Thirty-Seven Thousand Five Hundred Dollars (\$37,500.00) per day per violation pursuant to Section 3008(c) of RCRA, for each day of non-compliance with the terms of the Final Order, or to seek any other remedy allowed by law.

69. Complainant reserves the right to take enforcement action against Respondent for any future violations of RCRA and its implementing regulations and to enforce the terms and conditions of this Consent Agreement and Final Order.

70. Except as expressly provided herein, nothing in this Consent Agreement and Final Order shall constitute or be construed as a release from any claim (civil or criminal), cause of action, or demand in law or equity by or against any person, firm, partnership, entity, or corporation for any liability it may have arising out of or relating in any way to the generation, storage, treatment, handling, transportation, release, or disposal of any hazardous constituents, hazardous substances, hazardous wastes, pollutants, or contaminants found at, taken to, or taken from Respondent's facility.

71. Notwithstanding any other provisions of the Consent Agreement and Final Order, an enforcement action may be brought pursuant to Section 7003 of RCRA, 42 U.S.C. § 6973, or other statutory authority, should EPA find that the future handling, storage, treatment, transportation, or disposal of solid waste or hazardous waste at Respondent's facility may present

an imminent and substantial endangerment to human health and the environment.

72. The headings in this Consent Agreement and Final Order are for convenience of reference only and shall not affect interpretation of this Consent Agreement and Final Order.

73. The provisions of this Consent Agreement and Final Order shall be deemed satisfied upon a written determination by Complainant that Respondent has fully implemented the actions required in the Final Order.

FINAL ORDER

Pursuant to the authority of Section 3008(a) and (g) of RCRA, 42 U.S.C. § 6928(a) and (g), and according to the terms of this Consent Agreement and Final Order, IT IS HEREBY ORDERED THAT:

A. Payment of Civil Penalty

1. Within thirty (30) days of the effective date of this Consent Agreement and Final Order, Respondent will pay a civil penalty of Seventy Eight Thousand Eight Hundred and Thirty Dollars (\$78,830).

2. Payment of the penalty shall be made by cashier or certified check, by wire transfer, or on-line. The Payment shall reference the Docket Number on the check or wire transfer. If made by cashier or certified check, the check shall be made payable to "Treasurer of the United States" and remitted to:

United States Environmental Protection Agency
Fines and Penalties
Cincinnati Finance Center
P.O. Box 979077
St. Louis, Missouri 63197-9000.

Wire transfers shall be directed to the Federal Reserve Bank of New York as follows:

Federal Reserve Bank of New York
ABA = 021030004
Account = 68010727
SWIFT address = FRNYUS33
33 Liberty Street
New York, New York 10045
Field Tag 4200 of the Fedwire message should read
"D 68010727 Environmental Protection Agency"

On-line payments are available through the Department of Treasury:

www.pay.gov

Enter "sfo 1.1" in the search field.

Open the form and complete required files.

3. A copy of the check, transfer, or on-line payment confirmation shall simultaneously be sent to the following:

Regional Hearing Clerk
U.S. Environmental Protection Agency, Region 7
11201 Renner Boulevard
Lenexa, Kansas 66219; and

Demetra O. Salisbury, Attorney
Office of Regional Counsel
U.S. Environmental Protection Agency, Region 7
11201 Renner Boulevard
Lenexa, Kansas 66219.

4. No portion of the civil penalty or interest paid by Respondent pursuant to the requirements of this Consent Agreement and Final Order shall be claimed by Respondent as a deduction for federal, state, or local income tax purposes.

B. Compliance Actions

5. Respondent shall take the following actions within the time periods specified, according to the terms and conditions specified below:

6. Within thirty (30) days of the Effective Date of this Consent Agreement and Final Order, Respondent shall submit the documentation described below to EPA, in accordance with Paragraph 7:

a. Tanks:

- 1) Provide a written description of their tank inspection methodology.
- 2) Provide written copies of each tank assessment required by 40 C.F.R. § 265.192.
- 3) Provide a written narrative outlining the management of any hazardous wastewater that was previously placed into Tank #474 that may be generated again.

b. Training:

- 1) Outline a strategy to ensure that all required employees are trained on a yearly basis on both hazardous waste management and on the contingency plan
- 2) Provide an updated training plan that includes job descriptions with the

following:

- i. Hazardous waste management duties;
- ii. A method to match the job descriptions with the names and job titles of each employee that performs a specific job function.

7. Respondent shall submit all documentation generated to comply with the requirements as set forth in Paragraph 6 of this Final Order to the following address:

Deborah Bredehoff, AWMD/WEMM
U.S. Environmental Protection Agency, Region 7
11201 Renner Boulevard
Lenexa, Kansas 66219.

C. Parties Bound


6. The Final Order portion of this Consent Agreement and Final Order shall apply to and be binding upon Respondent and Respondent's agents, successors and/or assigns. Respondent shall ensure that all contractors, employees, consultants, firms, or other persons or entities acting for Respondent with respect to matters included herein comply with the terms of this Consent Agreement and Final Order.

*In the matter of
Van Diest Supply Company, Webster City, Iowa
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COMPLAINANT:

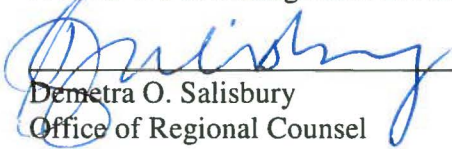
U.S. ENVIRONMENTAL PROTECTION AGENCY

7-6-15
Date



Donald Toensing, Chief
Waste Enforcement and Materials Management Branch
Air and Waste Management Division

7/1/15
Date



Demetra O. Salisbury
Office of Regional Counsel

For Respondent, VAN DIEST SUPPLY COMPANY

6-27-2015
Date

Robert A. Van Diest
Signature

Robert A. VAN DIEST
Printed Name

Chairman + CEO
Title

*In the matter of
Van Diest Supply Company, Webster City, Iowa
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IT IS SO ORDERED. This Final Order shall become effective upon filing.

7-7-15
Date

Karina Borromeo
Karina Borromeo
Regional Judicial Officer

IN THE MATTER OF Van Diest Supply Company, Respondent
Docket No. RCRA-07-2015-0025

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Order was sent this day in the following manner to the addressees:

Copy by email to Attorney for Complainant:

salisbury.demetra@epa.gov

Copy by First Class Mail to:

Robert A. Van Diest
Chairman & CEO
Van Diest Supply Company
1434 220th Street
Webster City, Iowa 50595

Dated: 7/7/15



Kathy Robinson
Hearing Clerk, Region 7